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May 18, 1999

Magalie Roman Salas
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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Re: Notice of *ex parte* presentation in MM docket 99-25;

Dear Ms. Salas:

On May 14, 1999 I met with Dale Hatfield and Alan Stillwell to discuss the pending Rulemaking in MM Docket 99-25. I told them that I work with and represented the National Lawyers Guild Committee on Democratic Communications and the Microradio Empowerment Coalition.

I inquired whether it would be appropriate and useful, with respect to the question of available spectrum space for Low Power FM, to look at transmitter standards, as they existed at the time the present rules were written, and compare those to said standards today.

I expressed the hope that the Commission would have a complete record in this proceeding on the technical issues, and at the same time I emphasized our position that the policy of adding new voices to the radio spectrum should be the primary value, and that if adjustments needed to be made, for example to the design of a new IBOC system that process should be facilitated by getting the low power fm system in place promptly, so the designers of the competing IBOC systems could take it into account

I reiterated my belief (expressed to other staff members previously, see Notice of *ex parte* presentation re meeting of May 12) that the National Association of Broadcasters has had plenty of time, starting with the Inquiry proceeding last year to do their technical studies, and that the second extension of time they have requested, allegedly for more technical studies was unwarranted.

Pursuant to Section 1.1206 (b) of the Commission's rules, an original and three copies of this letter are being filed with your office.

Very Truly Yours,



Peter Franck

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